IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

TUESDAY, THE 9TH JANUARY 2007 / 19TH PAUSHA 1928

WP(C).No. 33510 of 2006(L)

PETITIONER:

P.K.SANTHOSH,
NO.3, T.M.COMPLEX, CHANDRA NAGAR, PALAKKAD.

BY ADV. SRI.G.HARIHARAN
SRI.PRAVEEN.H.

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO GOVERNMENT, LAW DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. STATE TRANSPORT APPELLATE TRIBUNAL,
DISTRICT COURT COMPLEX, ERNAKULAM.

3. THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY,
PALAKKAD.

4. C.N.KUNHIMOIDEEN, S/O. MUHAMMED,
1/371, CHEKIDANKUZHIYIL HOUSE,
KULAMANGALAM, VALANCHERY P.O.,
MALAPPURAM DISTRICT.

R1 TO RE BY GOVT.PLEADER SRI D.P.RLENU
R4 BY ADV. SRI.I.DINESH MENON

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXTS:

EXT.P1 TRUE COPY OF THE PROCEEDINGS OF THE SECRETARY, RTA, PALAKKAD DTD. 19/10/06.

EXT.P2 TRUE COPY OF THE PROCEEDINGS OF THE SECRETARY, RTA, PALAKKAD.

EXT.P3 TRUE COPY OF THE PROCEEDINGS OF THE SECRETARY, RTA, PALAKKAD.

EXT.P4 TRUE COPY OF THE COMMUNICATION DTD. 30/9/06 ISSUED BY THE 3RD RESPONDENT TO THE 4TH RESPONDENT.

EXT.P5 TRUE COPY OF THE REPRESENTATION DTD. 11/9/06 SENT BY THE PETITIONER TO THE 3RD RESPONDENT.

EXT.P6 TRUE COPY OF THE INTERIM ORDER IN MVARP.462/06 DTD. 17/10/06.

EXT.P7 TRUE COPY OF THE JUDGMENT PASSED BY THE STAT ON 20/11/06 IN MVARP.NO.4L62/2006.

EXT.P8 TRUE COPY OF THE COUNTER AFFIDAVIT DTD. 17/11/06 FILED BY THE PETITIONER BEFORE THE STAT IN MVARP.NO.462/2006.

P.R.RAMAN,J.

W.P.(C).NO.33510 OF 2006

Dated this the 9th day of January, 2007

JUDGMENT

Ext.P7 is a judgment rendered by the State Transport Appellate Tribunal allowing the revision petition filed by the 4th respondent herein permitting him to operate with the timing settled on 3/12/2003, till it is revised in a duly convenient timing conference. The judgment is dated 20/11/2006.

2. The learned Government Pleader submits that copy of Ext.P7 judgment has not been received. But a copy of the writ petition was sent through special messenger including Ext.P7. As such that objection need not stand in the way of final disposal of the matter.

3. Heard both parties.

4. In the facts and circumstances, there

will be a direction to duly convene a timing conference for the purpose of revision of timings, expeditiously.

Writ Petition is disposed of as above.

P.R.RAMAN,
Judge.

kcv.